

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

INTERCEPT PHARMACEUTICALS, INC.,

Plaintiff and Counterclaim-Defendant,

v.

CHRIS HOWARD,

Defendant and Counterclaim-Plaintiff.

No. 1:14-cv-01480-AKH

INTERCEPT PHARMACEUTICALS, INC.'S
NOTICE OF MOTION FOR JUDGMENT ON THE PLEADINGS

PLEASE TAKE NOTICE that, upon the accompanying memorandum of law, dated June 2, 2014, together with its attached exhibits, plaintiff and counterclaim-defendant Intercept Pharmaceuticals, Inc., by its undersigned counsel, will move before this Court before the Honorable Alvin K. Hellerstein, United States District Judge, at the United States Courthouse for the Southern District of New York located at 500 Pearl Street, New York, New York, 10007, at a time and date convenient for the Court, pursuant to Federal Rule of Civil Procedure 12(c), for an order (1) dismissing the counterclaims of Defendant Chris Howard against Intercept Pharmaceuticals, Inc.; and (2) entering judgment in favor of Intercept on its declaratory judgment claim.

Dated: June 2, 2014

Respectfully submitted,

/s/ Robert D. Cultice

Sanket J. Bulsara

WILMER CUTLER PICKERING HALE AND
DORR LLP

7 World Trade Center

250 Greenwich Street
New York, NY 10007
Telephone: (212) 230-8800
Fax: (212) 230-8888
Email: sanket.bulsara@wilmerhale.com

Robert D. Cultice (admitted *pro hac vice*)
Michael J. Bayer (admitted *pro hac vice*)
WILMER CUTLER PICKERING HALE AND
DORR LLP
60 State Street
Boston, MA 02109
Telephone: (617) 526-6000
Fax: (617) 526-5000
Email: robert.cultice@wilmerhale.com
 michael.bayer@wilmerhale.com

Attorneys for Intercept Pharmaceuticals, Inc.